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May 2, 2009

Kathryn Young
Colorado Springs City Clerk
PO Box 1575, Mail Code 110
Colorado Springs, CO 80901

Second request

The following is a formal request for supplemental information under the Colorado Open Records Act (CORA).

Dear Ms. Young,

I originally submitted the following request for supplemental information on April 19, 2009, and, as of May 2, 2009, I have not received your response. Would you be so kind as to answer these simple and straightforward questions at your earliest convenience?

Thank you for the extensive information provided to my initial request in conjunction with your reply of April 17, 2009. However, there may have been some confusion as to one of my requests and would you please supplement the information provided with regard to signature verification.

Registered voters

I originally requested the number of registered voters (active plus inactive) eligible to participate in the April 7, 2009, election. Your response indicates there were only 196,011 registered voters. However, in the 2007 election there were 222,533 registered and it is difficult to believe the number of registered voters in Colorado Springs has dropped by 26,522 while the population has increased by roughly 10,000 citizens.

I presume with the switchover to SCORE II that a purge of some voters occurred but I would ask you to verify that the value of 196,011 includes all active and inactive voters in the City of Colorado Spring eligible to vote in the April 7, 2009, election.

Signature verification

There is a conflict between Ordinance No. 08-200, apparently adopted 11/5/08, wherein on page 9 under § 5.1.613(A) it states that "*Election judges shall compare signatures on the self-affirmation return envelope with signatures of the eligible electors obtained from the El Paso County Clerk and Recorder registration records.*"

However, that conflicts with the subsequent November 26, 2008, memorandum titled "*Approval of the April 7, 2009, general municipal mail ballot election plan*" submitted to the mayor and city council. On page 6 under the bullet point in § K dealing with Premier Election

Fellow, Geological Society of America

Marquis Who's Who in the World, 16th — 26th Editions

Marquis Who's Who in America, 53rd — 63rd Editions

Marquis Who's Who in Science and Engineering, 4th — 10th Editions

Marquis Who's Who in the West, 27th — 35th Editions

2000 Outstanding Scientists of the 20th Century

2000 Outstanding Scientists of the 21st Century—First Edition

Strathmore's Who's Who, 1998-1999 and 2000-2001 Editions

Solutions you include the use of “*AccuScan ES with Automated Signature Recognition (ASR)...*” equipment.

These conflicting statements are the reason for my concern and confusion as to which method was actually used to verify signatures in the April 7, 2009, election. From the materials and information supplied in response to my original request it appears that signatures were verified manually by election judges doing a comparison. But was the Premier AccuScan ES with Automated Signature Recognition (ASR) equipment obtained as per the November 26, 2008, memorandum and not used? Or was the equipment description simply left in that memorandum by mistake from the 2007 edition where you did use automated signature recognition?

Your clarification would be appreciated.

Ballot verification

Would it be possible for you to verify that my ballot (copy attached in original request) was received and counted in the April 7, 2009, election?

Also, for your general information, in the Instructions To Voters on the ballots you note that they should not use a red pen. However, Premier AccuVote optical scanners frequently misread, or fail to read marks made with gel inks of any color. It would be safer to limit marking ballots with only a No. 2 pencil. Then, of course, one encounters problems with incomplete erasures being misread as overvotes.

Thank you for your attention to this repeated request,

Charles E. Corry, Ph.D., F.G.S.A.